

REMARKS

Claims 26 and 27 remain in this application. Claims 1-25 have been canceled from the application. The entrance of this preliminary amendment for the purposes of filing the attached continuation application is respectfully submitted.

Both claims clearly distinguish over the prior art. Specifically, both claims recite that the pedal is pivotal about an axis (9) which is movable with the adjustment element (5) about its mounting axis (4) to the mounting arrangement. In the parent application, the U.S. Patent 535/573 was relied upon. Clearly, in Cicotte '573 the pedal (20) is pivotal only about its direct pivotal connection (240) to the mounting structure (14). There is no intermediate adjustment element supporting the pivotal axis of the pedal for movement about the fixed axis between the adjustment element and the mounting structure in Cicotte '573.

The claims submitted herewith are drafted to cover an assembly wherein a pedal mechanism is pivotally supported by the adjustment element (5) and also pivotally supports a pedal lever for pivotal movement about an operational axis which is moved to various operational positions by the movement of the adjustment element (5).

Respectfully submitted

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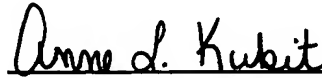
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Attachments

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CERTIFICATE OF MAILING BY "EXPRESS MAIL"

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Anne L. Kubit

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VERSION WITH MARKS TO SHOW CHANGES MADE

IN THE SPECIFICATION

The paragraph appearing on page 1, line 2 has been amended as follows:

--This application is a continuation of copending application of Serial Number 09/654,642 filed September 5, 2000 which is a continuation of Serial No.09/174,748, filed October 19, 1998.-

IN THE CLAIMS

Please cancel claims 1-25 and add the following new claims:

26. (New) An adjustable pedal assembly comprising:

a mounting arrangement (1, 2, 3) for attachment to a vehicle structure (37);

at least one pedal (6, 7, or 8) having first and second ends;

an adjustment element (5) pivotally supported on said mounting arrangement (1, 2, 3) for pivotal movement about a first pivot axis (4) with respect to said mounting arrangement (1, 2, 3);

a second pivot axis (9) supporting said pedal (6, 7, 8) for pivotal movement relative to said adjustment element (5);

said first pivot axis (4) being generally parallel to said second pivot axis (9),

a drive mechanism operably connected to said adjustment element (5) for selectively rotating said adjustment element (5) and said pedal mechanism including said first pivot axis (9) about said first pivot axis (4) between said various adjusted positions for selectively moving said pedal lever (6, 7, or 8) between a plurality of operable positions; an electric signal generator responsive to pivotal movement of said pedal lever for electrically controlling a vehicle

system in response to pivotal movement of said pedal lever about said second axis in any one of said adjusted positions of said adjustment element (5) about said first axis.

27. (New) An assembly as set forth with claim 29 including a second pedal lever pivotally supported by said adjustment member (5) whereby said adjustment element (5) simultaneously adjusts the operational positions of both of said pedal levers.

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